

<b>STATE OF MICHIGAN</b> <b>JUDICIAL DISTRICT</b> <b>JUDICIAL CIRCUIT</b>	<b>ORDER ON APPLICATION TO</b> <b>SET ASIDE CONVICTION</b>	<b>CASE NO.</b>
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ORI MI- Police Report No.	Court address	Court telephone no.
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<input type="checkbox"/> The State of Michigan THE PEOPLE OF <input type="checkbox"/> _____ _____
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v

Defendant's name, address, and telephone no.		
CTN/TCN	SID	DOB
Date of Offense	Charge	

**Instructions:** An order may not be entered until receipt of the report of the Michigan State Police. Copies of the order must be sent to the Michigan State Police and the prosecuting official.

### THE COURT FINDS:

1. The Michigan State Police has reported to the court required information from the department's records.
2. The applicant ☐ has ☐ has not been convicted of more than one criminal offense.
3. The conviction ☐ is ☐ is not a traffic offense or a felony for which the maximum punishment is life imprisonment.
4. It ☐ has ☐ has not been at least five years since the sentence was imposed or since the defendant was discharged from imprisonment for the conviction.
5. An opportunity ☐ has ☐ has not been given to the Attorney General and prosecuting official to contest the application.
6. Circumstances and behavior of the applicant ☐ do ☐ do not justify setting aside the conviction, and it is consistent with the public welfare.

### IT IS ORDERED:

- ☐ 7. The application is denied.
- ☐ 8. The conviction in this case is set aside. Under MCL 780.623 the court clerk, the arresting agency, and the Michigan State Police shall maintain a **nonpublic record** of the order setting aside conviction and of the arrest, fingerprints, conviction, and sentence in this case. If the conviction is for a non-traffic offense that was reportable to the Secretary of State in accordance with MCL 257.732(20), the driving record shall not be expunged.

Date \_\_\_\_\_

Judge \_\_\_\_\_ Bar no. \_\_\_\_\_

Under MCL 769.16a the clerk of the court shall advise the Michigan State Police Criminal Justice Information Center of the disposition.